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Defendants, through their undersigned counsel, hereby provide notice of the submission, 1 2 for the Court's in camera, ex parte consideration, of the following materials in support of the 3 United States' assertion of the military and state secrets privilege and motion to dismiss or, in the 4 alternative, for summary judgment in this action: 5 The In Camera, Ex Parte Classified Supplemental Memorandum of the United States in Support of its Motion to Dismiss or, in the Alternative, for Summary Judgment (dated June 8, 6 7  $2007).^{1}$ 8 **DATED:** June 8, 2007 Respectfully Submitted, 9 PETER D. KEISLER Assistant Attorney General, Civil Division 10 CARL J. NICHOLS 11 Deputy Assistant Attorney General DOUGLAS N. LETTER 12 **Terrorism Litigation Counsel** 13 JOSEPH H. HUNT 14 Director, Federal Programs Branch /s/ Anthony J. Coppolino 15 ANTHONY J. COPPOLINO Special Litigation Counsel 16 tony.coppolino@usdoj.gov 17 18 /s/ Andrew H. Tannenbaum ANDREW H. TANNENBAUM 19 Trial Attorney andrew.tannenbaum@usdoj.gov 20 U.S. Department of Justice Civil Division, Federal Programs Branch 21 20 Massachusetts Avenue, NW Washington, D.C. 20001 22 Phone: (202) 514-4782 23 (202) 514-4263 Fax: (202) 616-8460 24 25 26 27

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<sup>&</sup>lt;sup>1</sup> An unclassified version of this document has been filed on the public record.